

**UNITED STATES COURT OF APPEALS  
DISTRICT OF COLUMBIA CIRCUIT**

NATIONAL LABOR RELATIONS \*  
BOARD

Petitioner,

v.

Case No. 16-1331

OBERTHUR TECHNOLOGIES OF  
AMERICA CORPORATION

Respondent.

\* \* \* \* \*

**RESPONDENT’S CERTIFICATE AS TO  
PARTIES, RULINGS AND RELATED CASES**

Pursuant to the Court’s September 21, 2016 Order, Respondent Oberthur Technologies of America Corporation hereby files its Certificate as to Parties, Rulings and Related Cases and certifies as follows:

**a. Parties:**

Petitioner, National Labor Relations Board (the “Board”), is an agency of the United States government.

Respondent, Oberthur Technologies of America Corporation (“Oberthur”), is a Delaware corporation. Neither Oberthur Technologies of America nor any

parents, trusts, subsidiaries and/or affiliates have shares or debt securities which are publicly traded.

**b. Rulings:**

Petitioner's *Application for Enforcement of an Order of the National Labor Relations Board* states that the Board is seeking "enforcement of its Order issued against Oberthur Technologies of America Corporation on August 27, 2015, in Board Case Nos. 04-CA-086325 and 04-CA-087233, reported at 362 NLRB No. 198."

**c. Related Cases:**

Prior to the filing of the instant *Application for Enforcement* by the Board, Oberthur commenced a proceeding in this Court pursuant to which it seeks review of the same agency decision that is the basis for the Board's Application for Enforcement, as well as the Board's subsequent finding in 364 NLRB No. 59 (July 27, 2016), in which the Board found that Oberthur had violated Sections 8(a)(5) and 8(a)(1) of the National Labor Relations Act. The proceeding commenced by Oberthur has been docketed by the Court as Case No. 16-1265.

In addition to the *Application for Enforcement* that commenced the current proceeding, the Board separately filed a *Cross-Application for Enforcement* with regard to the Board's July 27, 2016; the Board's *Cross-Application for*

*Enforcement* was docketed as Case No. 16-1330 and was thereafter consolidated with Case No. 16-1265.

Respectfully submitted,

/s/ Thomas C. Mugavero

Thomas Mugavero  
Whiteford, Taylor & Preston, L.L.P.  
3190 Fairview Park Drive, Suite 800  
Falls Church, Virginia 22042  
(703) 280-9273 (voice)  
(703) 280-8948 (facsimile)  
[tmugavero@wtplaw.com](mailto:tmugavero@wtplaw.com)

*Counsel for Petitioner, Oberthur  
Technologies of America Corp.*

**CERTIFICATE OF SERVICE**

I certify that on October 21, 2016, the foregoing document was served on all parties or their counsel of record through the CM/ECF system if such person was a registered user, or if such person was not a registered user, by serving a copy by mail at the addresses listed below:

Thomas H. Kohn  
Markowitz & Richman  
123 South Broad Street, Suite 2020  
Philadelphia, PA 19109

Gary Shinnars  
Executive Secretary  
National Labor Relations Board  
1015 Half Street SE  
Washington, D.C. 20570

Linda Dreeban  
Deputy Associate General Counsel  
National Labor Relations Board  
1015 Half Street SE  
Washington, D.C. 20570

Dennis P. Walsh  
Regional Director  
National Labor Relations Board,  
Region 4  
615 Chestnut Street, 7th Floor  
Philadelphia, PA 19106

/s/ Thomas C. Mugavero

Thomas Mugavero  
Whiteford, Taylor & Preston, L.L.P.  
3190 Fairview Park Drive, Suite 800  
Falls Church, Virginia 22042  
(703) 280-9273 (voice)  
(703) 280-8948 (facsimile)  
[tmugavero@wtplaw.com](mailto:tmugavero@wtplaw.com)

*Counsel for Petitioner, Oberthur  
Technologies of America Corp.*